

<b>UNITED STATES DISTRICT COURT</b>		
<b>DISTRICT OF NEW JERSEY</b>		
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SHIRE LLC et al.,	:	
	:	
Plaintiffs,	:	
	:	Civil Action No. 11-3781 (SRC)
v.	:	
	:	
AMNEAL PHARMACEUTICALS, LLC et	:	<b>ORDER</b>
al.,	:	
	:	
Defendants.	:	
	:	

accompanying Opinion, and good cause appearing

**IT IS** on this 23<sup>rd</sup> day of June, 2014

**ORDERED** that Plaintiffs' motion for summary judgment that claims of the '630, '787, '253, and '486 patents are infringed and not invalid (Docket Entry No. 496) is **GRANTED** in part and **DENIED** in part; and it is further

**ORDERED** that, as to the issue of no invalidity, Plaintiffs' motion for summary judgment (Docket Entry No. 496) is **GRANTED**, and, as to the claims at issue in the '630, '787, '253, and '486 patents, Judgment of no invalidity is hereby entered in Plaintiffs' favor; and it is further

**ORDERED** that, as to the issue of infringement, as to the ANDA Defendants, Plaintiffs' motion (Docket Entry No. 496) is **GRANTED**, and Judgment is hereby entered in Plaintiffs' favor that the ANDA Defendants have infringed the compound claims at issue of the '630, '787, '253, and '486 patents; and it is further

**ORDERED** that, as to the issue of inducement of infringement, as to the ANDA Defendants, Plaintiffs' motion (Docket Entry No. 496) is **GRANTED**, and Judgment is hereby entered in Plaintiffs' favor that the ANDA Defendants have induced infringement of the method claim at issue, claim 4 of the '486 patent; and it is further

**ORDERED** that, as to the issue of infringement, as to JM, as to the issue of JM's direct infringement of the compound claims, Plaintiffs' motion (Docket Entry No. 496) is **DENIED**; and it is further

**ORDERED** that, as to the issue of infringement, as to JM, as to the issue of JM's inducement of infringement of the compound claims, Plaintiffs' motion (Docket Entry No. 496)

is **GRANTED**, and Judgment is hereby entered in Plaintiffs' favor that JM has induced infringement of the compound claims at issue of the '630, '787, and '253 patents; and it is further

**ORDERED** that Defendants' motion for partial summary judgment of anticipation of claims 1, 2, and 5 of U.S. Patent No. 7,662,787 (Docket Entry No. 499) is **DENIED** for lack of subject matter jurisdiction; and it is further

**ORDERED** that Defendants' motion for partial summary judgment of no willful infringement (Docket Entry No. 515) is **GRANTED**, and Judgment on the issue of willful infringement is hereby entered in Defendants' favor; and it is further

**ORDERED** that Defendants' motion for partial summary judgment of invalidity under 35 U.S.C. § 101 (Docket Entry No. 516) is **DENIED**; and it is further

**ORDERED** that Defendants' motion for partial summary judgment of noninfringement (Docket Entry No. 518) is **GRANTED**; and it is further

**ORDERED** that any claims in the Amended Complaint for direct infringement of method claims in the patents at issue are hereby **DISMISSED** with prejudice, and as to claims in the Amended Complaint for inducing infringement of claims 2-8 of the '254 patent, claims 19-24 of the '770 patent, and claims 1-6, 8-23, 25-28, 30-35, 37-42, and 44-47 of the '788 patent, Judgment on these claims will be entered in the ANDA Defendants' favor; and it is further

**ORDERED** that JM's motion for partial summary judgment of no indirect infringement (Docket Entry No. 524) is **DENIED**.

s/Stanley R. Chesler  
STANLEY R. CHESLER, U.S.D.J.